



OCT 14 2005



UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

P.M. \_\_\_\_\_  
X TIME A.M. \_\_\_\_\_

CAMILLE A. AVARELLO,

Plaintiff,

-against-

VICTOR NICO, et al.,

Defendants.

04-CV-2549 (ARR)(VVP)

NOT FOR  
PUBLICATION

ORDER

ROSS, United States District Judge:

I have received the Report and Recommendation on the instant case dated September 18, 2005 from the Honorable Viktor V. Pohorelsky, United States Magistrate Judge. No objections have been filed. Having conducted a de novo review of the record, I hereby adopt the Report and Recommendation as the opinion of the Court pursuant to 28 U.S.C. § 636(b)(1). Accordingly, this action is dismissed.

SO ORDERED.

\_\_\_\_\_  
Allyne R. Ross  
United States District Judge

Dated: October 7, 2005  
Brooklyn, New York

SERVICE LIST:

Attorney for Plaintiff

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Defendant

Victor P. Nilo, Sr. a/k/a Victor Nico  
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cc: Magistrate Judge Viktor V. Pohorelsky